IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 16252 of 2004

Between:

Raja Recreation Home (Club) Situated at D.No.8-5-152A, Cuddapah-Kurnool Road Allagadda, Kurnool District rep. by its President R.Rama Bhupal Reddy, S/o. R.Rama Chandra Reddy

..... PETITIONER

AND

1 The Superintendent of Police Kurnool District, Kurnool
2 The Deputy Superintendent of Police Allagadda Division, Allagadda Kurnool District.
3 The Circle Inspector of Police Allagadda Town Police Station Allagadda, Kurnool District.
4 The Station House Officer Allagadda Town Police Station Allagadda, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, preferably in the nature of writ of mandamus declaring the action of the respondents in interfering with the lawful activities of the petitioner's club and its members with regarding playing cards game by rummy stakes, as illegal, arbitrary without authority of law, violative of Article 14,19 and 300-A of the Constitution of India and consequently direct the respondents not to interfere with the lawful activities of the petitioner's recreational club and its members and their guests including the activities of the playing Cards game by name Rummy with Stakes.

Counsel for the Petitioner: MR.K.RATHANGA PANI REDDY

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following:

ORDER:

The petitioner's Club seeks a writ of Mandamus declaring the action of the respondents in interfering with its lawful activities and its members regarding playing cards game by rummy with stakes (strike game/syndicate game), as arbitrary and illegal.

2. It is represented by the learned counsel for the petitioner as well as the learned Government Pleader appearing for the respondents that the issue raised in this writ petition is squarely covered by the decision of a Division Bench of this Court in the case of TWIN CITIES CINEMA CULTURAL CENTRE (FORMERLY TWIN CITIES CLUB) vs. COMMISSIONER OF POLICE and the writ petition can be disposed of in terms of the said decision.

3. Accordingly, the writ petition is disposed of with a direction to the respondents not to obstruct the petitioner's Club from conducting card room for playing the game of rummy with stakes (strike game/syndicate game) by its members and guests. However, liberty is granted to the respondents to enter the premises and check if they have information that any game other than rummy is being played in the premises and to take necessary action in accordance with law. No costs.

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13.09.2004

Note: Furnish CC in three days

(b/o)

VGB

To

1 The Superintendent of Police Kurnool District, Kurnool
2 The Deputy Superintendent of Police Allagadda Division, Allagadda Kurnool District.
3 The Circle Inspector of Police Allagadda Town Police Station Allagadda, Kurnool District.
4 The Station House Officer Allagadda Town Police Station Allagadda, Kurnool District.

5 2CCs to the Government Pleader for Home, High Court Buildings,

Hyderabad (OUT)

6 2CD copies